

DEC 11 2009



North Dakota Real Estate Commission

200 E Main Ave., Suite 204 • PO Box 727 • Bismarck, ND 58502-0727

Phone 701-328-9749 • Fax 701-328-9750

ndrealestatecom@nd.gov

www.realestatend.org

Members

December 10, 2009

Chair
Kris Sheridan
Fargo

Mr. John Walstad
Code Revisor
North Dakota Legislative Council
State Capitol
600 East Boulevard 2nd Floor
Bismarck ND 58505-0360

Vice Chair
Jerome C. Youngberg
Grand Forks

Jerry Schlosser
Bismarck

Dear Mr. Walstad;

Diane R. Louser
Minot

The Notice of Intent to Adopt and Amend Administrative Rules and a copy of the proposed rules are enclosed as required by N.D.C.C. 28-32-10(1).

Roger M. Cymbaluk
Williston

Sincerely,

Patricia M. Jergenson
Executive Director


Patricia M. Jergenson
Executive Director

Enclosures

NOTICE OF INTENT TO
AMEND ADMINISTRATIVE RULES

TAKE NOTICE that the North Dakota Real Estate Commission will hold a public hearing to address new rules and amendments of N.D. Admin. Code Chapters 70-02-04-02, 70-02-04-13, 70-02-04-15, 70-02-04-16, 70-02-01-05, 70-02-01-15, 70-02-03-17, and 70-02-01-21 at 8:30 a.m. on Tuesday, January 26, 2010 in the Peace Garden Room of the State Capitol, 600 E. Boulevard Ave, Bismarck, North Dakota. The purpose of the proposed rules and amendments is to comply with changes in the statutes resulting from the 2009 Legislative Session and to update and clarify certain provisions pertaining to continuing education, earnest money and responsibilities of designated broker. The proposed changes are as follows:

1. The number of continuing education hours, the frequency and conditions of reporting requirements and all other terms and conditions of continuing education compliance to be determined by the commission.
2. Clarify the requirement that provisions concerning earnest money be in writing.
3. Move the rule regarding the responsibilities of the designated broker to a more appropriate section of the Administrative Rules.

The proposed changes are not expected to have an impact on the regulated community in excess of \$50,000.

The proposed rules may be reviewed at the office of the North Dakota Real Estate Commission, 200 East Main Ave. Suite 204, PO Box 727, Bismarck, North Dakota 58502-0727. A copy of the proposed rules may be requested by writing the above address, calling 701-328-9749 or downloaded from www.realestatend.org. Written or oral data, views, or arguments on the proposed rules sent to the above address or phone number and received by February 6, 2010 will be fully considered.

If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota Real Estate Commission at the above phone number or address at least 7 days prior to the public hearing.

Dated this 9th day of December, 2009.

Patricia M. Jergenson
Executive Director
North Dakota Real Estate Commission